

1 KAREN P. HEWITT
United States Attorney
2 GEORGE V. MANAHAN
Assistant U.S. Attorney
3 California State Bar No. 239130
United States Attorney's Office
4 880 Front Street, Room 6293
San Diego, California 92101-8893
5 Telephone: 619 557-5610 (Office); 557-5551 (Fax)
Email: george.manahan@usdoj.gov

6 Attorneys for Plaintiff
7 United States of America

8 UNITED STATES DISTRICT COURT

9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)	Criminal Case No. 08-MJ-1616-AJB
)	
11 Plaintiff,)	
)	UNITED STATES' MOTION TO DISMISS
12 v.)	COMPLAINT WITHOUT PREJUDICE
)	
13 GABINO OCEGUEDA-MOJARRO,)	
a/k/a JOEL GOMEZ-DUARTES)	
)	
14 Defendant.)	
)	
15)	
16)	
17)	

18
19 COMES NOW the Plaintiff, UNITED STATES OF AMERICA, by and through its counsel,
20 Karen P. Hewitt, United States Attorney, and George V. Manahan, Assistant United States Attorney,
21 respectfully requesting, pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, that the Court
22 dismiss without prejudice the Complaint in the above-entitled case, as to Defendant Gabino
23 Ocegueda-Mojarro. This motion is made in the interest of justice.

24
25 DATED: May 29, 2008

Respectfully submitted,

26 Karen P. Hewitt
United States Attorney

27 s/ George V. Manahan
28 GEORGE V. MANAHAN
Assistant U.S. Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

GABINO OCEGUEDA-MOJARRO,
a/k/a JOEL GOMEZ-DUARTES,

Defendant.

Criminal Case No. 08-MJ-1616-AJB

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED THAT:

I, George Manahan, am a citizen of the United States and am at least eighteen years of age. My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of UNITED STATES' MOTION TO DISMISS COMPLAINT WITHOUT PREJUDICE on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

Federal Defenders
Federal Defenders of San Diego
225 Broadway
Suite 900
San Diego, CA 92101-5008
Email: cassd_ecf@fd.org

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 29, 2008.

s/ George V. Manahan
GEORGE V. MANAHAN